

2013 DRAFTING REQUEST

Bill

Received: **11/12/2012** Received By: **btradewe**
Wanted: **As time permits** Companion to LRB:
For: **Administration-Budget** By/Representing: **Stinebrink**
May Contact: Drafter: **btradewe**
Subject: **Environment - env. cleanup** Addl. Drafters:
Extra Copies:

Submit via email: **YES**
Requester's email:
Carbon copy (CC) to:

Pre Topic:

DOA:.....Stinebrink, BB0234 -

Topic:

Transfer PECFA supplement appropriations

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	btradewe 11/12/2012			_____ _____			
/1		kfollett 11/12/2012	11/12/2012	_____ _____	srose 11/12/2012		

FE Sent For:

<END>

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/?	btradewe	11/5/12 11/12	11/12/12	self			

FE Sent For:

<END>

Tradewell, Becky

From: Hanaman, Cathlene
Sent: Monday, November 12, 2012 9:43 AM
To: Tradewell, Becky; Kite, Robin; Gibson-Glass, Mary
Subject: FW: Statutory Language Drafting Request - BB0234

From: Cory.Stinebrink@Wisconsin.gov [<mailto:Cory.Stinebrink@Wisconsin.gov>]
Sent: Monday, November 12, 2012 9:41 AM
To: Hanaman, Cathlene
Cc: Wavrunek, Leah J - DOA; Stinebrink, Cory R - DOA; Thornton, Scott - DOA
Subject: Statutory Language Drafting Request - BB0234

Biennial Budget: 2013-15

DOA Tracking Code: BB0234

Topic: PECFA Supplement Appropriations

SBO Team: AEJ

SBO Analyst: Stinebrink, Cory R - DOA
Phone: (608) 266-1103
E-mail: Cory.Stinebrink@Wisconsin.gov

Agency Acronym: DNR

Agency Number: 370

Priority: Medium

Intent:

Transfer the appropriations under s. 20.370(2)(mu) and s. 20.370(4)(mw) into the state's schedule of miscellaneous appropriations.

Attachments: False

Please send completed drafts to statlanguage@wisapps.wi.gov

D. DEPARTMENTWIDE

Environmental Cost Recovery

The Department requests to amend environmental statutes to ensure that each chapter provides for potential recovery of reasonable and necessary expenses incurred by the Department to investigate and prosecute violations of state environmental laws as well as costs incurred in monitoring, clean-up or restoration of the environment that is necessary as a result of the violations.

For example s. 281.98(2) provides that the State may recover costs for the reasonable and necessary expenses of the investigation and prosecution of a violation. Also, under s. 283.87(1), the State may recover for environmental fund the cost of removing, terminating or remedying the adverse effects upon the water environment resulting from the unlawful discharge or deposits of pollutants into the waters of the state. The intent of the proposed changes would be to allow for this possibility in all environmental programs.

PECFA Supplement Appropriations

The Department requests to transfer appropriations s. 20.370 (2)(mu) and s. 20.370 (4)(mw) to the State's schedule of miscellaneous appropriations under s. 20.855. Since the Department already derives spending authority in other appropriations as a result of this transfer, it represents a double counting of budget authority.



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-0533/1

RCT...

In 11/12

DOA:.....Stinebrink, BB0234 - Transfer PECFA supplement appropriations

FOR 2013-2015 BUDGET - NOT READY FOR INTRODUCTION

PDF
NDF
Jan 11/12

Don't Gen

1 **AN ACT ...; relating to:** the budget.

Analysis by the Legislative Reference Bureau

ENVIRONMENT

HAZARDOUS SUBSTANCES AND ENVIRONMENTAL CLEANUP

X Under current law, two appropriations to DNR provide for the transfer of moneys from the petroleum inspection fund to the environmental fund. Under this bill, those appropriations are no longer to DNR but are instead miscellaneous appropriations.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2

SECTION 1. 20.370 (2) (mu) of the statutes is renumbered 20.855 (4) (wc).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

3

SECTION 2. 20.370 (4) (mw) of the statutes is renumbered 20.855 (4) (we).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

4

SECTION 3. 25.46 (1e) of the statutes is amended to read:

1 25.46 (1e) The moneys transferred under s. ~~20,370 (2) (mu)~~ 20,855 (4) (wc) for
2 environmental management.

History: 1983 a. 410; 1985 a. 29; 1987 a. 27; 1989 a. 31, 335; 1991 a. 39, 112, 269, 309; 1993 a. 16, 261, 453, 458; 1995 a. 27, 227; 1997 a. 27; 1999 a. 9; 2001 a. 16; 2003 a. 139; 2005 a. 45; 2007 a. 20; 2009 a. 28; 2011 a. 32 ss. 886 to 888, 892 to 893.

SECTION 4. 25.46 (1g) of the statutes is amended to read:

4 25.46 (1g) The moneys transferred under s. ~~20.370 (4) (mw)~~ 20.855 (4) (we) for
5 environmental management.

History: 1983 a. 410; 1985 a. 29; 1987 a. 27; 1989 a. 31, 335; 1991 a. 39, 112, 269, 309; 1993 a. 16, 261, 453, 458; 1995 a. 27, 227; 1997 a. 27; 1999 a. 9; 2001 a. 16; 2003 a. 139; 2005 a. 45; 2007 a. 20; 2009 a. 28; 2011 a. 32 ss. 886 to 888, 892 to 893.

6 (END)



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-0533/1

RCT:kjf:jm

DOA:.....Stinebrink, BB0234 - Transfer PECFA supplement appropriations

FOR 2013-2015 BUDGET — NOT READY FOR INTRODUCTION

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